

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

SEP 19 2001

1-PI/84836.1

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$ 195.00
<input type="checkbox"/> three months	\$ 890.00	\$ 695.00
<input type="checkbox"/> four months	\$ 1,890.00	\$ 945.00

Extension of time fee due with this request: \$ \_\_\_\_

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for \_\_ months has already been secured and the fee paid therefor of \_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	32	minus	32	0	x \$18 each=	+ \$ 0
Independent Claims (37 C.F.R. §1.16(b))	5	minus	5	0	x \$80 each=	+ \$ 0
[ ] First presentation of Multiple dependent claim(s)					\$270.00	+ \$ 0
SUB-TOTAL =						\$ 0
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$ 0

6. Fee Payment

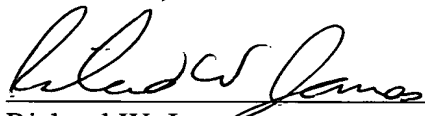
- ☒ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

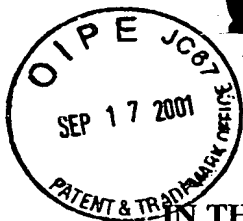
**MORGAN, LEWIS & BOCKIUS LLP**

Dated: September 14, 2001

By:

  
Richard W. James  
Registration No. 43,690

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#13/B  
ME  
9-22-01

PATENT  
ATTORNEY DOCKET NO. 046700-5003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

SEP 19 2001

In re Application of:

Sam E. KINNEY, Jr. et al.

Application No.: 09/282,156

Filed: March 31, 1999

For: METHOD AND SYSTEM FOR  
CONDUCTING ELECTRONIC  
AUCTIONS WITH NET PRESENT  
VALUE BIDDING

Technology Center 2100  
Group Art Unit: 2164

Examiner: C. Kyle

**RESPONSE TO NON-COMPLIANT AMENDMENT (37 CFR 1.121)**

Box Non-Fee Amendment  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice of Non-Compliant Amendment (37 CFR 1.121)  
mailed August 16, 2001, please amend the above-identified application as follows.

**IN THE CLAIMS:**

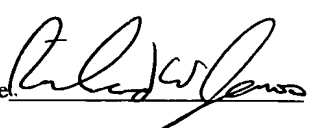
Please amend claim 11 as follows:

B<sup>1</sup> 11. (Amended) The system of claim 7 wherein said transmitted net present  
value bid information is a net present value bid value. C

**CERTIFICATE OF MAILING (37 C.F.R. § 1.8)**

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited on the date shown below with the U.S. Postal Service with sufficient postage as first-class mail in an envelope addressed to: Box Non-Fee Amendment, Commissioner for Patents, Washington, D.C. 20231.

Name Richard W. James

Signature 

Date of Deposit September 14, 2001